IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No. 4324 of 2007

For Approval and Signature:

HONOURABLE MR.JUSTICE AKIL KURESHI

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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NANDUBEN @ NAYANABEN SHANKARLAL PARMAR - Applicant(s)
Versus
STATE OF GUJARAT - Respondent(s)

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Appearance :
MR AM PAREKH for Applicant(s) : 1,
MR AY KOGJE, APP for Respondent(s) : 1,

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CORAM : HONOURABLE MR.JUSTICE AKIL KURESHI

Date : 18/04/2007

ORAL JUDGMENT

1. Rule. Learned APP Shri A.Y. Kogje waives service of rule on behalf of respondent State.

2. In this application, the applicant lady has prayed for being released on bail in the event of her arrest pursuant to C.R. NO.I-69/2007 dated 26th February, 2007 filed before Adalaj Police Station.

3. Considering that the husband of the applicant was the trustee of the trust and prima facie the applicant does not seem to have been involved in day to day functioning of the trust, this application is granted.

4. Accordingly, in the event of applicant being arrested pursuant to C.R. NO.I-69/2007 dated 26th February, 2007, filed before Adalaj Police Station, shall be released on bail on her furnishing a bond of Rs.10,000/-(Rupees Ten Thousand Only) with one surety of the like amount on the following conditions :

[A] shall cooperate with the investigation and make herself available for interrogation whenever required.

[B] shall remain present at the concerned Police Station on 23rd April, 2007 between 9 a.m. to 2 p.m. ;

[C] shall not hamper the investigation in any manner nor shall directly or indirectly make any inducement, threat or promise to any witness so

as to dissuade them from disclosing such facts to the Court or to any Police Officer;

[D] at the time of execution of bond, furnish the address to the Investigating Officer and the Court concerned and shall not change the residence till the final disposal of the case or till further orders;

[E] will not leave India without the permission of the Court and, if is holding a Passport, shall surrender the same before the trial Court within a week;

[F] It would be open to the Investigating Officer to file an application for remand, if he considers it just and proper and the concerned Magistrate would decide it on merits.

[G] This order will be operative if the applicant is arrested at any time within a period of 90 days from today .

[H] Within a period of ten days from the date of arrest, the applicant shall apply for regular bail which application shall be decided by the competent Court in accordance with law without being influenced by the fact that anticipatory bail was granted.

5) With these directions, this Criminal Misc.

Application is disposed of. Rule is made absolute.

Direct service is permitted.

(Akil Kureshi,J.)

(raghu)